

HOUSE BILL No. 4658

April 13, 1989, Introduced by Reps. Walberg, Hoffman, Law, Knight and Wallace and referred to the Committee on Corrections.

A bill to amend Act No. 232 of the Public Acts of 1953,
entitled as amended

"An act to revise, consolidate, and codify the laws relating to probationers and probation officers as herein defined, to pardons, reprieves, commutations, and paroles, to the administration of penal institutions, correctional farms, and probation recovery camps, to prison labor and prison industries, and the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are hereby transferred; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; and to repeal all acts and parts of acts inconsistent with the provisions of this act,"

as amended, being sections 791.201 to 791.283 of the Michigan Compiled Laws, by adding section 20f.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 232 of the Public Acts of 1953, as
2 amended, being sections 791.201 to 791.283 of the Michigan
3 Compiled Laws, is amended by adding section 20f to read as
4 follows:

5 SEC. 20F. (1) THE NUMBER OF PRISONERS HOUSED IN THE FOLLOW-
6 ING STATE CORRECTIONAL FACILITIES ARE SUBJECT TO THE FOLLOWING
7 LIMITATIONS:

8 (A) THE TOTAL NUMBER OF PRISONERS HOUSED IN THE ADRIAN TEM-
9 PORARY FACILITY SHALL NOT EXCEED 640.

10 (B) THE TOTAL NUMBER OF PRISONERS HOUSED IN THE ADRIAN
11 REGIONAL FACILITY SHALL NOT EXCEED 612.

12 (2) BEGINNING ON THE EFFECTIVE DATE OF THIS SECTION, A NEW
13 CORRECTIONAL FACILITY, OTHER THAN THE 2 CORRECTIONAL FACILITIES
14 NAMED IN SUBSECTION (1), SHALL NOT BE ESTABLISHED WITHIN THE
15 BOUNDARIES OF THE SAME LOCAL UNIT OF GOVERNMENT IN WHICH THE 2
16 CORRECTIONAL FACILITIES NAMED IN SUBSECTION (1) ARE LOCATED
17 UNLESS THE GOVERNING BODY OF THAT LOCAL UNIT OF GOVERNMENT
18 ADOPTS, BY A MAJORITY VOTE, A RESOLUTION APPROVING THE ESTABLISH-
19 MENT OF THE NEW CORRECTIONAL FACILITY.

20 (3) AS USED IN THIS SECTION, "CORRECTIONAL FACILITY" MEANS
21 ANY FACILITY OR INSTITUTION THAT HOUSES PRISONERS UNDER THE
22 JURISDICTION OF THE DEPARTMENT, AND INCLUDES, BUT IS NOT LIMITED
23 TO, A PRISON, REFORMATORY, CORRECTIONS CAMP, HALFWAY HOUSE, COM-
24 MUNITY CORRECTIONS CENTER, AND COMMUNITY RESIDENTIAL HOME.